

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

OPTIMUS STEEL, LLC,

Plaintiff,

V.

U.S. ARMY CORPS OF ENGINEERS, LIEUTENANT GENERAL SCOTT A. SPELLMON¹ (in his official capacity as Chief of Engineers and Commanding General of the U.S. Army Corps of Engineers), COLONEL TIMOTHY R. VAIL (in his official capacity as U.S. Army Corps of Engineers Galveston District Commander), and JEFFERSON SOUTHERN STAR PIPELINE, LLC,

Defendants.

Civil Action No. 1:20-cv-374

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Optimus Steel, LLC, Defendants United States Army Corps of Engineers, Lieutenant General Scott A. Spellmon (in his official capacity as Chief of Engineers and Commanding General of the U.S. Army Corps of Engineers), Colonel Timothy Vail (in his official capacity as U.S. Army Corps of Engineers Galveston District Commander) (collectively, the “Federal Defendants”), and Jefferson Southern Star Pipeline, LLC, in the above captioned case

¹ Lieutenant General Scott A. Spellmon has succeeded Todd T. Semonite as Chief of Engineers and Commanding General of the U.S. Army Corps of Engineers and, pursuant to Fed. R. Civ. P. 25(d), is automatically substituted as a party in this case.

stipulate and agree that Plaintiff Optimus Steel, LLC hereby dismisses all of its claims with prejudice as to their refiling, and that each party shall bear its own attorneys' fees and costs.

Respectfully submitted,

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ATTORNEYS FOR DEFENDANT
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*Signed electronically with permission
by Frederick W. Addison, III

CERTIFICATE OF SERVICE

I hereby certify that on November 20, 2020, I electronically filed the above and foregoing document through the CM/ECF system which will send a notice of electronic filing to all counsel of record.

/s/ Frederick W. Addison, III
Frederick W. Addison, III